

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

January 20, 2009

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, January 13, 2009, pp.7-10**
- IV. Budget Amendments – Yes, pp.11-16**
- V. New Business, pp.19-37**
- VI. Continuing Business / Presentations**
 - A. Corridors Committee**
 - B. Intergovernmental Committee, pp.38-40**
 - C. Lexington & Fayette County Parking Authority Update
Gary A. Means, Executive Director**
- VII. Council Report**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of an Agreement on Behalf of the Office of the Urban County Council to the Fraternal Order of Firefighters of Lexington Fire Department, Inc. (036-09) (Langston)
This request will authorize an agreement for the donation of \$10,000 to the Monument to the Fallen Capital Campaign on behalf of the Urban County Council to the Fraternal Order of Firefighters of Lexington Fire Department, Inc., to assist with the construction and maintenance of the Monument to the Fallen. Funds are from the General Fund Budget.**p.19**
- B. Authorization of a Memorandum of Agreement (MOA) with the University of Kentucky College of Social Work on Behalf of the 3rd District Councilmember. (043-09) (Langston)
This request will authorize a MOA with the University of Kentucky College Of Social Work for the placement of a non-paid student intern with the 3rd District Council under the cooperative educational practicum program for social work student of the University.**p.20**
- C. Authorization to Amend Section 23-5 of the Code of Ordinances Regarding the Department of Public Safety, Division of Police. (035-09) (Allen/Bennett)
This request will authorize an amendment to Section 23-5 of the Code of Ordinances to abolish one (1) position of sworn Police Captain and create one (1) position of sworn Police Lieutenant. The fiscal impact for this action is budget neutral.**p.21**
- D. Authorization of a Construction Operators' Cooperative Agreement with Kentucky American Water for Installation of a Waterline. (038-09) (Bastin/Bennett)
This request will authorize a Construction Operators' Cooperative Agreement for Stormwater Pollution Prevention with Kentucky American Water at a cost of \$14,500 for the development of property located at 2269 Old Frankfort Court and for the installation of a water connection to charge the sprinkler system for the new Technical Services Building. Funds are budgeted.**p.22**
- E. Authorization of a Facility Usage Contract with the Fayette County Board of Education (FCBE) on Behalf of the Department of Public Safety, Division of Police. (039-09) (Bastin/Bennett)
This request will authorize a Facility Usage Contract with FCBE at no cost to LFUCG on behalf of the Division of Police. The usage fee of \$106.50

will be paid by the Police Athletic League for their use of the Bryan Station High School facility, grounds, and equipment.**p.23**

- F. Authorization to Accept an Award from the Kentucky Office of Homeland Security on behalf of the Department of Public Safety, Division of Police. (042-09) (P. King/Bennett)
This request will authorize the acceptance of federal funds in the amount of \$10,000 from the Kentucky Office of Homeland Security on behalf of the Division of Police to enhance community security and overall preparedness within Fayette County. Funds will be used to support overtime costs for police officers serving as critical infrastructure specialists. No matching funds are required.**p.24**
- G. Authorization to Submit Grant Application to the US Department of Justice, National Institute of Justice, on Behalf of the Department of Public Safety, Division of Police. (050-09) (P. King/Bennett)
This request will authorize the submission of a grant application for federal funds in the amount of \$230,000 to the US Department of Justice, National Institute of Justice on behalf of the Division of Police, Major Crimes Cold Case Unit. Funds will be used for overtime, Kentucky State Police Crime Laboratory, training, and a dedicated prosecutor. No matching funds are required.**p.25**
- H. Authorization of an Agreement with Columbia Gas of Kentucky for Relocation of Utilities for the Clays Mill Road Improvements Project. (048-09) (P. King/Webb)
This request will authorize an Agreement with Columbia Gas of Kentucky for the relocation of utilities constructed and maintained by Columbia Gas in a .9 mile section between Higbee Mill Road and Keithshire Way for the Clays Mill Road Improvements Project. LFUCG is responsible for 75.13% (\$485,913) of the total cost for relocating these utilities. Funds are budgeted.**p.26**
- I. Authorization of an Agreement with Kentucky Utilities Company (KU) for Relocation of Utilities for the Clays Mill Road Improvements Project. (051-09) (P. King/Webb)
This request will authorize an Agreement with KU for the relocation of utilities constructed and maintained by KU for the utility phase of the Clays Mill Road Improvements Project, from New Circle Road to Twain Ridge Drive. LFUCG is responsible for 62.63% (\$126,085) of the total cost for relocating these utilities. Funds are budgeted.**p.27**
- J. Authorization to Amend Resolution No. 737-2008 Regarding Payment to Kentucky Utilities Company for the Liberty / Todds Road Project. (052-09) (P. King/Webb)
This request will authorize an amendment to Section 2 of Resolution No. 737-2008 dated December 9, 2008, that incorrectly named Kentucky

American Water Company instead of Kentucky Utilities Company regarding payment for the Liberty / Todds Road Project. There are no other changes associated with this amendment.**p.28**

- K. Authorization to Submit Nine (9) Grant Applications to the Kentucky Transportation Cabinet (KYTC) under the Congestion Mitigation and Air Quality (CMAQ) Program for FY2010 Projects. (053-09) (P. King /Webb)
This request will authorize the submission of applications of federal funds through the KYTC to the Federal Highway Administration for consideration of the following projects under the 2010 CMAQ Program.

- ☐ **Fiber Optic Cable Installation.** Total project cost is \$400,000.
- ☐ **Lexington Area Air Quality Outreach.** Total project cost is \$100,000
- ☐ **Loudon Avenue Sidewalk.** Total project cost is \$300,000.
- ☐ **Georgian Way Pedestrian Bridge.** Total project cost is \$750,000
- ☐ **Legacy Trail Phase 2.** Total project cost is \$3,000,000.
- ☐ **Legacy Trail Phase 3.** Total project cost is \$2,420,000.
- ☐ **Southland Drive Bike / Pedestrian Improvements.** Total project cost is \$300,000.
- ☐ **Town Branch Trail Crossing.** Total project cost is \$525,000.
- ☐ **Yellow Bike Program.** Total project cost is \$257,500.**pp.29-30**

- L. Authorization of a Claims Payment Agreement with Humana Insurance Company for Health Insurance Plans Platinum PPO, Gold PPO and Silver HDHP. (040-09) (Allen/Koch)

This request will authorize a Claims Payment Agreement with Humana Insurance Company for health insurance plans Platinum PPO, Gold PPO and Silver HDHP from January 1, 2009 through December 31, 2009.

Funds are budgeted.**p.31**

- M. Authorization to Submit a Grant Application to the Kentucky Department for Local Government on Behalf of the Urban County Council under the Neighborhood Stabilization Program. (049-09) (P. King/Koch)

This request will authorize the submission of a grant application for federal funds in the amount of \$3,000,000 to the Kentucky Department for Local Government on behalf of the Urban County Council under the Neighborhood Stabilization Program. This program will establish a land bank for purchase of abandoned and foreclosed homes that includes acquisition, disposition and maintenance of properties until resold. Funds will also be used for demolition of blighted structures. Properties will be offered for redevelopment to low- and moderate-income households. Approximately 20 properties will be affected through this program. No matching funds are required.**p.32**

- N. Authorization to Amend Section 21-5 of the Code of Ordinances in the Department of Environmental Quality, Division of Waste Management and the Chief Information Officer, Division of Computer Services. (041-09) (Allen/Taylor)
This request will authorize an amendment to Section 21-5 of the Code of Ordinances to abolish one (1) position of Information Systems Specialist Sr. (Grade 114E) in the Division of Waste Management and create one (1) position of Computer Analyst (Grade 115E) in the Division of Computer Services. The fiscal impact for FY2009 is \$3,300.13 and will be funded from the Urban Services Fund balance.**p.33**
- O. Authorization of a Franchise Agreement with Level 3 Communications, LLC, for Telecommunications Franchise Services within Lexington-Fayette County. (044-09) (Cole)
This request will authorize a Franchise Agreement with Level 3 Communications, LLC, under Ordinance No. 240-2008, enacted October 23, 2008, to create a non-exclusive franchise for the privilege of constructing, erecting, operating and maintaining a telecommunications system in Lexington-Fayette County for a period not to exceed 3 years. There is no budgetary impact for LFUCG. All fees related to communications franchises are collected at the state level.**p.34**
- P. Authorization of a Franchise Agreement with TW Telecom of Kentucky, LLC for Telecommunications Franchise Services within Lexington-Fayette County. (045-09) (Cole)
This request will authorize a Franchise Agreement with TW Telecom of Kentucky, LLC, under Ordinance No. 240-2008, enacted October 23, 2008, to create a non-exclusive franchise for the privilege of constructing, erecting, operating and maintaining a telecommunications system in Lexington-Fayette County for a period not to exceed 3 years. There is no budgetary impact for LFUCG. All fees related to communications franchises are collected at the state level.**p.35**
- Q. Authorization of an Agreement with Ikon Office Solutions, Inc. on Behalf of the Council Clerk's Office. (046-09) (Lamb/Kelly)
This request will authorize an Agreement at a cost of \$2,780 with Ikon Office Solutions, Inc. on behalf of the Council Clerk's Office for additional accessories to upgrade the copier. The accessories will allow clerks to print directly to the copier instead of individual printers, allow larger documents to be scanned quicker for requests by Council during Council Meetings, and complies with the LFUCG's "Mission Green." Funds are budgeted.**p.36**

- R. Authorization of Engagement Letters with Terry Sellars of Henry Watz Gardner Sellars and Gardner, PLLC, and Keith Moorman of Frost Brown Todd, PLLC, as Counsel for LFUCG. (047-09) (Askew)
This request will authorize Engagement Letters with Terry Sellars of Henry Watz Gardner Sellars and Gardner, PLLC, and Keith Moorman of Frost Brown Todd, PLLC, as counsel to represent LFUCG in Vogel v. LFUCG, et al. Legal fees will be paid from the Self Insured Retention Fund.**p.37**